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Agenda item 155

FINANCING OF THE INTERNATIONAL TRIBUNAL FOR THE PROSECUTION OF PERSONS RESPONSIBLE FOR SERIOUS VIOLATIONS OF INTERNATIONAL HUMANITARIAN LAW COMMITTED IN THE TERRITORY OF THE FORMER YUGOSLAVIA SINCE 1991

Draft resolution submitted by the Chairman

The General Assembly,

Having considered Security Council resolution 808 (1993) of 22 February 1993 on the establishment of the international tribunal for the prosecution of persons responsible for serious violations of international humanitarian law committed in the territory of the former Yugoslavia since 1991, and Security Council resolution 827 (1993) of 25 May 1993 by which it adopted the Statute of the International Tribunal,

Having also considered the report of the Secretary-General on the International Tribunal 1/ and the report of the Advisory Committee on Administrative and Budgetary Questions, 2/

Taking into account the views expressed by Member States in the Fifth Committee,

1. Endorses the observations and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions; 2/

2. Reaffirms, in the context of Security Council resolution 827 (1993) and with respect to the financing of the International Tribunal, the role of the

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1/ A/47/1002.

2/ A/47/980.

General Assembly as set out in Article 17 of the Charter of the United Nations, as the organ to consider and approve the budget of the Organization, as well as the apportionment of the expenses among Member States;

3. Expresses concern that the advice given to the Security Council by the Secretariat on the nature of the financing of the International Tribunal did not respect the role of the General Assembly under Article 17 of the Charter;

4. Requests the President of the General Assembly to bring to the attention of the President of the Security Council the contents of the present resolution;

5. Endorses the recommendation of the Advisory Committee on Administrative and Budgetary Questions in authorizing the Secretary-General to enter into commitments in an amount not exceeding 500,000 United States dollars to provide for the immediate and urgent requirements to the International Tribunal for its initial activities;

6. Requests the Secretary-General to present during the forty-eighth session of the General Assembly and before 31 December 1993, detailed cost estimates separated from the proposed regular budget for the biennium 1994-1995 for the International Tribunal to be financed by assessed contributions and, pending a final decision on the manner of the apportionment of expenses of the International Tribunal, to finance its activities through a separate account outside the regular budget;

7. Invites Member States and other interested parties to make voluntary contributions to the International Tribunal both in cash and in the form of services and supplies acceptable to the Secretary-General;

8. Decides to include an item entitled "Financing of the international tribunal for the prosecution of persons responsible for serious violations of international humanitarian law committed in the territory of the former Yugoslavia since 1991" in the agenda of the forty-eighth session of the General Assembly.